

DECISION



**THE COMPTROLLER GENERAL
OF THE UNITED STATES**
WASHINGTON, D.C. 20548

29864

FILE: B-216940

DATE: November 27, 1984

MATTER OF: Advanced Integrated Technology

DIGEST:

Protest to GAO filed more than 10 days after
protester knew of basis for protest is untimely
and will not be considered.

Advanced Integrated Technology protests the award of a
contract by the Department of the Army to Wyvern Computer
Systems, Inc., under solicitation No. DAAD05-84-R-0573,
issued by Aberdeen Proving Ground, Maryland.

We dismiss the protest as untimely.

Under our Bid Protest Procedures, a protester is
generally required to protest within 10 working days after
the basis for the protest is known or should have been
known. 4 C.F.R. § 21.2(b)(2) (1984). In this case, the
protester states in its protest letter that it learned the
facts upon which the protest is based in an October 1, 1984,
telephone discussion with a contracting official at Aberdeen
Proving Ground. Eighteen working days later, on October 25,
1984, the protest letter was filed in our Office, and is,
therefore, untimely.

Harry R. Van Cleve
Harry R. Van Cleve
General Counsel

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